IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6118 OF 1996

Shri Kallappa Revapa Kumbhar ... Petitioner

V/s.

1. The Deputy Engineer
Public Works Department & Anr. ... Respondents

Ms.Seema Sarnaik for Petitioner
Mr.S.K. Chinchalikar, AGP, for Respondents

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **APRIL 1, 2005**

P.C.:

. This Petition challenges the order of the Industrial Court dated 17.9.1996. The Industrial Court in Revision has allowed the Revision Application filed by Respondent No.1 and had dismissed the complaint filed by the Petitioner. The Petitioner was employed as a Muster Assistant with Respondent No.1 from 18.6.1985 till his services were terminated on 9.6.1987. The petitioner alongwith other workers including Dhanappa Gurlingappa Murgundi filed complaints in the Labour Court. On the complaint being allowed, revision applications were filed by respondent No.1. A common order was passed in the revision applications.

2. I have already decided on 25.8.2004 Writ Petition No.6119 of 1996 arising out of revision application No.205 of 1994. The same judgement which is impugned in the present petition was challenged in that petition. Therefore, for the reasons set out in Writ Petition No.6119 of 1996, the present Petition is allowed and the judgement of the Industrial Court qua Revision Application No.207 of 1994 is set aside. Similar directions as are given in para 6 of the decision of 25.8.2004 in Writ Petition No.6119 of 1996 will follow in the present Petition.

3. Ms.Sarnaik, appearing for the Petitioner, submits that a Special Leave Petition preferred by the Respondents against the Judgment in Writ Petition No.6119 of 1996 has been dismissed on 25.2.2005.

4. Writ Petition is disposed of accordingly.

5. Certified copy expedited.